

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
GLEN ETTMAN

Claimant,

-against-

INITIAL RULE 26(a)(1)  
DISCLOSURES

08 Cv 4326 (RPP)

THE NEW YORK CITY DISTRICT COUNCIL OF  
CARPENTERS PENSION FUND i/s/h/a  
NY DISTRICT COUNCIL OF CARPENTERS

Defendant.  
-----X

Defendant, THE NEW YORK CITY DISTRICT COUNCIL OF CARPENTERS PENSION  
FUND i/s/h/a NY DISTRICT COUNCIL OF CARPENTERS, by its attorneys O'DWYER &  
BERNSTIEN, LLP, hereby provide the following disclosures pursuant to Rule 26(a)(1) of the Federal  
Rules of Civil Procedure:

- (A) The name and, if known, the address and telephone number of each individual likely to have  
discoverable information that the disclosing party may use to support its claims and defenses,  
unless solely for impeachment, identifying the subjects of the information.

Claimant Glen Ettman  
1725 Kenyon Martin  
South Plainfield, New Jersey 07080  
(908) 922-6555  
Subject is liability

Mr. Robert Ward  
Manager, Pension Fund  
The New York City District Council of Carpenters Pension Fund  
395 Hudson Street, 9<sup>th</sup> Floor  
New York, New York 10014  
(212) 366-7500

Subject is liability

- (B) A copy of, or a description by category and location of, all documents, electronically stored information, and tangible things that are in the possession, custody, or control of the party and the disclosing party may use to support its claim or defenses, unless solely for impeachment.

The Agreement and Declaration of Trust Establishing the New York City District Council of Carpenters Pension Fund.

The New York City District Council of Carpenters Pension Fund Summary Plan Description.

The New York City District Council of Carpenters Pension Fund Plan Document.

A benefit credit spreadsheet created by Robert Ward for Claimant Ettman for the period of August of 2003 through May of 2006.

- (C) A computation of any category of damages claimed by the disclosing party, making available for inspection and copying as under Rule 34 the documents or other evidentiary material, not privileged or protected from disclosure, on which such computation is based, including materials bearing on the nature and extent of injuries suffered.

For Claimant Ettman, estimated costs, fees, disbursements, and attorneys' fees all to be computed at a later date.

- (D) For inspection and copying as under Rule 34 any insurance agreement under which any person carrying on an insurance business may be liable to satisfy part or all of a judgment which may be entered in the action or to indemnify or reimburse for payments made to satisfy the judgment.

Defendants are not aware of an insurance policy that would be liable to satisfy part or all of a judgment which may be entered in the action or to indemnify or reimburse for payments made to satisfy the judgment.

Yours, etc,

O'DWYER & BERNSTIEN, LLP  
Attorneys for Defendant  
52 Duane Street, 5<sup>th</sup> Floor  
New York, NY 10007  
Tel. No. (212) 571-7100  
Fax No. (212) 571-7124

By:

  
\_\_\_\_\_  
ANDREW GRABOIS (AG 3192)

Dated: New York, New York  
June 4, 2008

To: Glen Ettman  
1725 Kenyon Martin  
South Plainfield, New Jersey 07080  
(908) 922-6555